

83-142-I

THE STATE OF NEW HAMPSHIRE

ATTORNEY GENERAL
GREGORY H. SMITH

DEPUTY ATTORNEY GENERAL
PETER W. MOSSEAU

ASSISTANT ATTORNEYS GENERAL
JOHN T. PAPPAS
ANNE R. CLARKE
MARC R. SCHEER
DONALD J. PERRAULT
MARTIN R. JENKINS
BETSY S. WESTGATE
EDWARD L. CROSS, JR.
PETER C. SCOTT
MICHAEL A. PIGNATELLI
BRIAN T. TUCKER
PAUL BARBADORO
BRUCE E. MOHL



THE ATTORNEY GENERAL

STATE HOUSE ANNEX

25 CAPITOL STREET

CONCORD, NEW HAMPSHIRE 03301-6397

October 25, 1983

ASSISTANT ATTORNEYS GENERAL
JOHN A. MALMBERG
DOUGLAS L. PATCH
LORETTA S. PLATT
ROBERT P. CHENEY, JR.
LESLIE J. LUDTKE
ANDREW L. ISAAC
RONALD F. RODGERS
C. DANA BISBEE
PETER T. FOLEY
STEVEN M. HOURAN
JEFFREY R. HOWARD
EVE H. OYER
GREGORY W. SWOPE

ATTORNEYS
DANIEL J. MULLEN
JAMES D. CAHILL, III
EDNA M. CONWAY
AMY L. IGNATIUS
T. DAVID FLOURDE

George Bruno, Esquire
Chairman
Appellate Division
N.H. Department of Employment Security
32 South Main Street
Concord, New Hampshire 03301

Dear Mr. Bruno:

I have received your letter of October 5, 1983 in which you inquire whether you would be disqualified from sitting on the Appellate Division after the day upon which your term is set to expire. I understand from your letter that your term will expire on October 14, 1983, and that no successor has been confirmed.

It is specifically provided that Appellate Division members hold office "until their successors are appointed and qualified" in RSA 282-A:62 (Supp. 1982).

My advice, therefore, is that you are empowered to continue to conduct the business of the Appellate Division as its Chairman in accordance with RSA 282-A:62 through 66 until your successor is appointed and qualified. From the time your term is scheduled to expire and until your successor takes office, you will be in "holdover" status.

I trust that I have satisfactorily answered your inquiry. Please feel free to contact me if further questions arise concerning this matter.

Very truly yours,

James D. Cahill, III
Attorney

JDC/vv
cc: Commissioner Adams
83-142-I

